THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21989 of 2006

Dated:06.09.2007

Between

P.Sivasankar

.....Petitioner

and

1.The Rajiv Institute of Medical Sciences,
Kadapa rep., by the District Collector
And Chairman, Collectors Office,
Kadapa town and district and another.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21989 of 2006

ORDER:

This writ petition is filed seeking a Mandamus to declare the tentative selection of 2nd respondent as Dark Room Assistant vide notification dated 11.10.2006 as arbitrary and illegal and contrary to criteria set out in the notification No.A3/1870/06 dated 24.07.2006.

On 23.10.2006, this Court granted interim order that if no appointment order is issued for the post of Dark Room Assistant as on today, the same shall not be issued for a period of two weeks. Though the said order was not extended, a vacate stay petition is filed.

According to the petitioner, pursuant to the notification, he applied for the post of Dark Room Assistant along with others and

submitted all the certificates as required by the respondent-authorities. But he could not submit the marks memo, since it was not issued by the concerned authorities at the time of passing the examination by him. To this extent, he had also filed a letter issued by the Superintendent, Government General Hospital, Kurnool dated 12.9.2006 whereunder it is stated that the institution has issued the pass certificates only to the candidates who have undergone Dark Room Assistant training in the Radiology Department, Government General Hospital, Kurnool in the year 1994. During that period, the marks memoranda are not issued to the trainees. In spite of such certificate, the case of the petitioner was not considered.

A detailed counter-affidavit has been filed denying the allegations made by the petitioner. It is stated that the selections made were only provisional in its nature and objections have been called for from all the candidates including the petitioner for

considering the final selection of the candidates. The petitioner also submitted his objections.

In view of the above, without expressing any opinion on merits, the respondents are directed to consider the objections filed by the petitioner along with others and finalize the selection process within a period of four weeks from the date of receipt of a copy of this order.

Writ petition is disposed of accordingly. No costs.

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06-09-2007

rkk